

JOHN D. HEFFNER, PLLC

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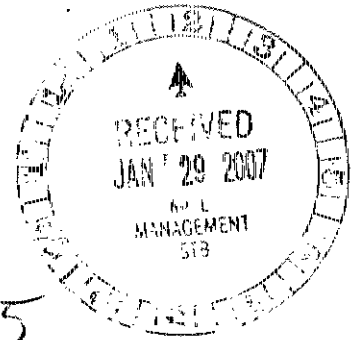
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January 29, 2007

BY HAND

Hon. Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

**RE: STB Docket No. AB-33 (Sub-No. 230X), Union Pacific
Railroad Company-Abandonment Exemption-in Lassen County, CA
and Washoe County, NV**

**Petition to toll time for filing Offer
of Financial Assistance**

Dear Mr. Williams:

I am writing on behalf of **RTI Services** ("RTI"), an Offeror in the above-captioned abandonment exemption proceeding. RTI intends to submit an offer of financial assistance to purchase the entire line which is the subject of Union Pacific Railroad's petition for exemption for abandonment that the Board granted in a decision served on January 26, 2007.

Under the Board's procedures, RTI's OFA would normally be due 10 days from the date of Federal Register publication, or February 5, 2007. Because RTI lacks certain information needed to prepare its OFA, it requests that the Board toll the deadline for filing its OFA for at least 30 days to enable UP to furnish and RTI to analyze the information needed to present an OFA. 49 CFR 1152.27(c)(1)(C). A copy of RTI's letter request to UP for this information is attached to this letter.

Please date stamp and return one copy of this letter.

ENTERED
Office of Proceedings

JAN 29 2007

Part of
Public Record

Sincerely yours,



John D. Heffner
Counsel for RTI

Enclosure

cc: David Konechnik, Esq. (by fax to 565-9004)
Mack Shumate, Esq. (by mail and email)
Mr. Ray Allamong (by email)
Mr. James Jacob

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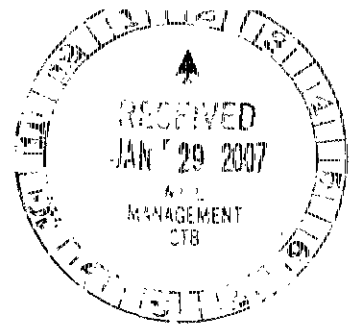
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January 18, 2007

Mr. Ray Allamong
Union Pacific Railroad
1400 Douglas Street
Omaha, NE 68179

RE: STB Docket No. AB-33 (Sub-No. 230X), Union Pacific
Railroad Company—Abandonment Exemption—in Lassen County, CA
and Washoe County, NV

Dear Ray:

I am writing on behalf of RTI Railroad Services ("RTI") in connection with the above-captioned abandonment proceeding currently pending before the Surface Transportation Board ("STB"). As we discussed during yesterday's conference call, RTI desires to acquire and UP has expressed a desire to sell to RTI the track that is the subject of this proceeding, namely the Flanigan Industrial Lead from milepost 338.33 near Flanigan, NV, to milepost 360.10 near Wendel, CA, a distance of 21.77 miles in Washoe County, NV, and Lassen County, CA, and the Susanville Industrial Lead from milepost 358.68 to milepost 359.25 near Wendel, CA, a distance of .57 miles in Lassen County, CA. RTI has agreed to acquire this line through the offer of financial assistance ("OFA") procedures of the STB's abandonment statute at 49 U.S.C. 10903 and 10904.

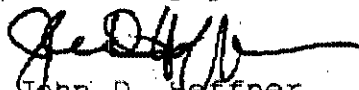
RTI anticipates funding this acquisition through a bank loan; however, it anticipates that its lender will require certain information about the line's value not currently in RTI's possession. Consistent with the Board's regulations at 49 CFR 1152.27(a)(ii), please provide RTI with the following information: the minimum purchase price, traffic, revenue, and other data necessary to prepare an OFA including an estimate of the line's NLV, a real estate appraisal, a track chart and inventory of track material, an estimate of UP's salvage costs, and an estimate of

rehabilitating the line to an FRA class I track standard. You have indicated that you should be able to provide this information in a timely manner. Please send it directly to Mr. Charles Jacob at 923 North 290 East, American Fork, UT 84003, with a copy of your transmittal letter to me.

I anticipate that the STB will likely issue a decision granting this abandonment on or about January 29, 2007. Normally our OFA would be due 10 days after that or about February 8, 2008. However, I advised you that we would likely need some additional time in order to furnish this information to the lender so that we could submit an OFA accepting UP's value. Accordingly, I requested and you agreed to a 30 day extension of the OFA due date until about March 8, 2007. I will file an appropriate petition to toll at the time the STB issues its decision granting the abandonment.

Also in accordance with our discussion, I will file a Motion for a Protective Order with RTI's OFA in order to keep confidential both the amount of its offer (the figure that UP has indicated it will accept) and evidence of its financial responsibility.

Sincerely yours,


John D. Heffner

Cc: Mack Shumate, Esq. (by email)
Mr. Charles Jacob (by mail and email)
Mr. James Jacob (by mail and email)